

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

HINDS COUNTY, MISSISSIPPI, on behalf of
itself and all other similarly situated entities,

SUMMONS IN A CIVIL ACTION

V.

WACHOVIA BANK, N.A., et al.

CASE NUMBER:

08 CV 2516

TO: (Name and address of Defendant)

MORGAN STANLEY
1585 Broadway
New York, NY 10036

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

SERCARZ & RIOPELLE, LLP
152 W. 57TH STREET
NEW YORK, NY 10019

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

MAR 13 2008


J. MICHAEL McMAHON

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. DC - September 2003) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	March 24, 2008 12:54 p.m.
NAME OF SERVER (PRINT) Jason Agee #1196790	TITLE	Private Process Server
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
XXX Other (specify): by serving Dana Balaek, Legal Assistant, authorized to accept. Service was completed at 1633 Broadway, New York, NY _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 30%;"> <p>Executed on <u>3-25-08</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 65%;"> <p style="text-align: center;">  Signature of Server <u>Jason Agee</u> <div style="color: red; text-align: center;"> Capitol Process Services, Inc. 1827 18th Street, NW Washington, DC 20009 </div> </p> <p style="text-align: center; font-size: small;">Address of Server _____</p> </div> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
HINDS COUNTY, MISSISSIPPI, on behalf
of itself and all other similarly situated
entities,

Plaintiff(s),

CASE NO. 08 CV 2516

-against-

AFFIDAVIT OF SERVICE

WACHOVIA BANK, N.A., ET AL.,
Defendant(s).
-----X

STATE OF NEW YORK)

s.s. :

COUNTY OF NEW YORK)

JASON AGEE, being duly sworn, deposes and says that he is an agent of CAPITOL
PROCESS SERVICES, INC., is over the age of eighteen years and is not a party to the action.

That on the 24th day of March, 2008, at approximately 12:54 p.m., deponent served a true
copy of the **SUMMONS IN A CIVIL ACTION and CLASS ACTION COMPLAINT** upon
Morgan Stanley at 1633 Broadway, New York, New York by personally delivering and leaving
the same with Dana Balacek, Legal Assistant, who is authorized by appointment to accept
service.


Dana Balacek is a white female, approximately 40 years of age, is approximately 5 feet
and 6 inches tall, weighs approximately 115 pounds, with long brown hair and hazel eyes.

Sworn to before me this
24th day of March, 2008


JASON AGEE #1196790

Capitol Process Services, Inc.

1827 18th Street, N.W.
Washington, D.C. 20009
(202) 667-0050


MICHAEL J. KEATING
NOTARY PUBLIC, STATE OF NEW YORK
Reg. No. 01-KE-4851559
Qualified in New York County
Commission expires February 3, 2010